

Message Text

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PAGE 01 STATE 031977
ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 L-03 FTC-01 COME-00 TRSE-00
OMB-01 SP-02 CIAE-00 INR-07 NSAE-00 /035 R

DRAFTED BY EB/IFD/BP:TASCHLENKER:CEK
APPROVED BY EB/IFD/BP:HJWINTER
EUR/WE:EBEIGEL
EUR/RPE:RBRESLER (INFO)
L/EB:SBENSON (INFO)
FTC:JTFISHBACH (INFO)

-----121047Z 020355 /11

R 112211Z PEB 77
FM SECSTATE WASHDC
TO AMEMBASSY PARIS
INFO USMISSION OECD PARIS
USMISSION EC BRUSSELS

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E.O. 11652: N/A

TAGS: ETRD, FR, US

SUBJECT: ANTITRUST: ACQUISITION OF 40 PERCENT OF POCLAIN
BY TENNECO

REF: STATE 27418

1. FEDERAL TRADE COMMISSION (FTC) HAS ADVISED DEPARTMENT
THAT IT HAS SERIOUS RESERVATIONS ABOUT LEGALITY OF PROPOSED
TENNECO/CASE ACQUISITION OF 40 PERCENT OF POCLAIN. BOTH
COMPANIES APPEAR HAVE SUBSTANTIAL SHARE OF SAME PRODUCT
MARKETS IN U.S. AND IT IS LIKELY ACQUISITION WOULD BE
CHALLENGED AS ILLEGAL UNDER CLAYTON ACT SECTION 7 AND FTC
ACT SECTION 5.

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2. AS MATTER OF PRUDENCE ACQUISITION MIGHT BEST TAKE PLACE
ONLY AFTER A PRELIMINARY DETERMINATION OF LEGALITY IS MADE
BY USG SINCE A SUBSEQUENT DIVESTURE ORDER COULD PRESENT
NEW PROBLEMS FOR BOTH TENNECO/CASE AND POCLAIN.

3. EMBASSY IS REQUESTED TO INFORM GOF OF THIS POINT AND
REPORT ANY REACTIONS.
VANCE

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NNN

*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ANTITRUST, BUSINESS FIRMS, COMMODITIES, SALES, TEXTILES
Control Number: n/a
Copy: SINGLE
Sent Date: 11-Feb-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE031977
Document Source: CORE
Document Unique ID: 00
Drafter: TASCHLENKER:CEK
Enclosure: n/a
Executive Order: n/a
Errors: n/a
Expiration:
Film Number: D770051-0062
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770293/aaaagbga.tel
Line Count: 69
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON MICROFILM, TEXT ON-LINE
Message ID: f45f9cce-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 STATE 27418
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 30-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3462269
Secure: OPEN
Status: <DBA CORRECTED> jms 970916
Subject: ANTITRUST: ACQUISITION OF 40 PERCENT OF POCLAIN BY TENNECO
TAGS: ETRD, FR, US, TENNECO
To: PARIS
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/f45f9cce-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
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